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Western Nevada Supply Co.

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA**

PREFERRED CONTRACTORS
INSURANCE COMPANY, RRG,
LLC,

Plaintiff,

vs.

MD MECHANICAL; MICHAEL
ANTHONY DIAZ; NIBCO, INC.;
WESTERN NEVADA SUPPLY
COMPANY; AIG PROPERTY
CASUALTY COMPANY; and DOES
1-80, inclusive,

Defendants.

Case No. 2:20-CV-01926-JAM-KJN

**STIPULATION AND ORDER RE
MODIFICATION OF PRETRIAL
SCHEDULING ORDER**

Complaint Filed: September 25, 2020
Trial Date: August 15, 2022

COME NOW plaintiff Preferred Contractors Insurance Company, RRG, LLC
("PCIC"), defendants MD Mechanical and Michael Diaz, defendants NIBCO, Inc. and
Western Nevada Supply Co. ("NIBCO and WNS") and defendant AIG Property Casualty
Company, and jointly submit the following stipulation and proposed order seeking to
extend certain deadlines provided in the Court's Status (Pretrial Scheduling) Order dated
April 28, 2021 (Docket No. 12), which provided, *inter alia*, as follows:

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1 Discovery to be completed by: January 13, 2022

2 Dispositive motions to be filed by: February 17, 2022

3 Dispositive motions to be heard on: April 5, 2022 at 1:30 PM

4 Joint Mid-Litigation Statement Filing Deadline: 14 days prior to close of
5 discovery.

6 Final pre-trial conference: July 1, 2022 at 10:00 AM

7 Trial: August 15, 2022 at 9:00 AM.

8 The parties have met and conferred and agree that a continuance of the date for
9 the close of discovery and the filing of dispositive motions would be appropriate for the
10 limited and sole purpose of taking the deposition of PCIC pursuant to the notice of
11 deposition served by NIBCO and WNS, based on the parties stipulating to undisputed
12 facts/evidence (for purposes of judicial efficiency in limiting additional discovery) and
13 given (among other things) the personal circumstances of counsel for NIBCO and WNS.
14 The parties do not seek to continue the current dates for the pre-trial conference and trial.

15 Therefore, the parties propose that the current Pretrial Scheduling Order be
16 modified as follows:

17 Discovery to be completed by: February 25, 2022

18 Dispositive motions to be filed by: March 25, 2022

19 Dispositive motions to be heard on: May 3, 2022, at 1:30 PM

20 Joint Mid-Litigation Statement Filing Deadline: 14 days prior to close of
21 discovery

22 Final pre-trial conference: July 1, 2022 at 10:00 AM

23 Trial: August 15, 2022 at 9:00 AM.

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1 IT IS SO STIPULATED.

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3 DATED: February 9, 2022

WILCOX DUNAKIN CHRISOPOULOS, LLP

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5 By: /s/ Christopher S. Dunakin (as authorized
2/9/22)

6 CHRISTOPHER S. DUNAKIN
7 Attorneys for Plaintiffs PREFERRED
8 CONTRACTORS INSURANCE COMPANY,
RRG, LLC

9 DATED: February 9, 2022

CLAPP, MORONEY, VUCINICH, BEEMAN
& SCHELEY

10
11 By: /s/ Thomas F. Quilling (as authorized
2/7/22)

12 L. THOEDORE SCHELEY, III
13 THOMAS F. QUILLING
14 Attorneys for Defendants MD MECHANICAL
15 and MICHAEL ANTHONY DIAZ

16 DATED: February 9, 2022

THE RYAN LAW GROUP

17
18 By: /s/ Rebekka R. Martorano

19 TIMOTHY J. RYAN
20 REBEKKA R. MARTORANO
21 Attorneys for Defendants NIBCO, INC. and
WESTERN NEVADA SUPPLY CO.

22 DATED: February 9, 2022

GROTEFELD HOFFMANN LLP

23 By: /s/ David Kestenbaum (as authorized
2/8/22)

24 MAURA WALSH OCHOA
25 DAVID KESTENBAUM
26 Attorneys for Defendant AIG PROP. CAS. CO.
27
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ORDER

Based on the stipulation of the parties and good cause appearing, the Pretrial Scheduling order of April 28, 2021, is modified as follows:

Discovery to be completed by: February 25, 2022

Dispositive motions to be filed by: March 25, 2022

Dispositive motions to be heard on: May 3, 2022, at 1:30 PM

Joint Mid-Litigation Statement Filing Deadline: 14 days prior to close of discovery

Final pre-trial conference: July 1, 2022 at 10:00 AM

Trial: August 15, 2022 at 9:00 AM.

IT IS SO ORDERED.

DATED: February 9, 2022

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ

UNITED STATES DISTRICT COURT JUDGE